

REMARKS

Claims 1-40 are all the claims pending in the application. By this amendment, Applicant editorially amends claim 29. The amendments to claim 29 were made for reasons of precision of language and consistency, and do not narrow the literal scope of the claim and thus do not implicate an estoppel in the application of the doctrine of equivalents. The amendments to claim 29 was not made for reasons of patentability.

The Examiner allowed claims 1-25 and 34-40. The only remaining rejections are: claims 29-31 stand rejected under 35 U.S.C. § 112, second paragraph and claims 26-33 stand rejected under 35 U.S.C. § 102(e).

The Examiner rejected claims 29-31 under section 112, second paragraph because it is unclear what is meant by “in a field of a display controlled according to” (see page 2 of the Office Action). Applicant respectfully thanks the Examiner for pointing out, with particularity, the aspects of the claim thought to be indefinite. Applicant respectfully requests the Examiner to withdraw this rejection in view of the self-explanatory claim amendment being made herein.

Moreover, the Examiner rejected claims 26-33 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,650,891 to Wierzbitzki et al. (hereinafter “Wierzbitzki”). Applicant respectfully traverses this rejection in view of the following comments.

Applicant submits herewith a Declaration under 37 C.F.R. § 1.131 (hereinafter “Declaration”) to swear behind Wierzbitzki. The Declaration shows a completion of the invention as defined by claims 26-33 prior to August 24, 2000(filing date of the Wierzbitzki patent). Applicant respectfully asserts that the Declaration (along with the supporting Exhibits A and B) effectively removes Wierzbitzki as prior art, thereby overcoming the rejections of claims

Amendment under 37 C.F.R. § 1.111
U.S. Application No.: 09/648,537

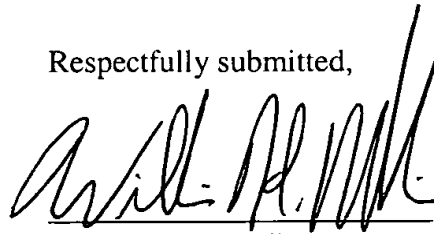
Attorney Docket No.: Q59776

26-33 under 35 U.S.C. § 102(e). Therefore, Applicant respectfully requests the Examiner to reconsider and to withdraw the rejection of claims 26-33.

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue, the Examiner is kindly requested to contact the undersigned attorney at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'William H. Mandir', written over a horizontal line.

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Date: July 30, 2004